

2013 DRAFTING REQUEST

Bill

| | | | |
|--------------|-----------------------------------|------------------|--------------------|
| Received: | 12/10/2013 | Received By: | mkunkel |
| Wanted: | As time permits | Same as LRB: | |
| For: | Peter Barca (608) 266-5504 | By/Representing: | Matt Egerer |
| May Contact: | | Drafter: | mkunkel |
| Subject: | State Govt - miscellaneous | Addl. Drafters: | |
| | | Extra Copies: | EVM, PG |

Submit via email: **YES**
 Requester's email: **Rep.Barca@legis.wisconsin.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Department of Administration provision of energy information to school districts

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|----------------------|----------------------|----------------------|----------------|-----------------------|-------------------|-----------------|
| /? | mkunkel 1/3/2014 | | | _____ | | | |
| /P1 | mkunkel 2/13/2014 | jdyer 1/6/2014 | rschluet 1/6/2014 | _____ | mbarman 1/6/2014 | | State |
| /1 | | scalvin 2/13/2014 | jmurphy 2/13/2014 | _____ | sbasford 2/13/2014 | srose 3/5/2014 | State |

FE Sent For:

<END>

At
Intro.

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| FE Sent For: | | /1 sac 02/13/2014 | /1 sac 02/13/2014 | gm 2/13 | | | |

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|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
| /? | mkunkel | PI 1/6 JLD | 16 12 | == | | | |

FE Sent For:

<END>

Kunkel, Mark

From: Tradewell, Becky
Sent: Wednesday, December 11, 2013 12:12 PM
To: Gary, Aaron; Mueller, Eric; Kunkel, Mark
Subject: FW: Renewable Energy Drafting Instructions

About numbers 7 & 8, I have a list of the drafts that were compiled to create 2009 AB 649, if that would be helpful.
Becky

From: Hanaman, Cathlene
Sent: Tuesday, December 10, 2013 3:47 PM
To: Kunkel, Mark; Gallagher, Michael; Mueller, Eric; Tradewell, Becky; Gary, Aaron; Kreye, Joseph; Shovers, Marc
Subject: FW: Renewable Energy Drafting Instructions

I guessed at the attorneys involved. Feel free to forward to the correct attorneys.

From: Egerer, Matt
Sent: Tuesday, December 10, 2013 3:36 PM
To: Hanaman, Cathlene
Subject: Renewable Energy Drafting Instructions

Cathlene,

We have some renewable energy related drafts we'd like to get started.

1. We would like a draft to require any local government that has not used or approved projects from their Qualified Energy Conservation Bond authority by January 1, 2016 to cede the unused balance to WEDC. MES/EVM/MPG?
2. We would like a draft that would reduce biennial spending on energy by the state by 10% by the 2017-19 budget. That is, spending by the state on energy during the 2017-19 budget must be 10% lower than it is during the 2013-15 biennium. Also, beginning in July 1, 2015 (the 2015-17 budget) prohibit agencies for using sum sufficient appropriations to pay energy/utility costs. MDK/EVM?
3. We would like a draft that would require DOA to convert one of the state's heating plants to one that relies on recycled paper pellets or biomass. Further require DOA to report to the legislature by January 2017 on the progress of this and on the feasibility of expanding the use of biomass. MDK/EVM?
4. We would like a draft that would require DOA to create a study committee to explore state tax incentives for expanded use of compressed natural gas and liquefied natural gas vehicles and report to the legislature by January 2017. JK?
5. We would like a draft that increases the state's renewable portfolio standards from 10% by 2015 to 25% by 2025. Require that at least 10% of the new renewables to be Wisconsin-based. MDK/EVM?
6. We would like a draft that would allow relevant agencies flexibility when considering offering grants and incentives to give additional consideration to projects that reduction of travel, energy use, or emissions of greenhouse gases. (this was previously drafted if it helps, it was in 2009 AB 649, discussed in the summary on pages 19-21). Climate change bill—RCT?
7. We would like a draft so that when DOT is preparing environmental assessments or environmental impact statements for a transportation project, they be required to also include an evaluation of greenhouse gas

emissions. (this was previously drafted if it helps, it was in 2009 AB 649, discussed in the summary on pages 22). ARG/EVM?

8. We would like to draft that require the office of state energy to provide information to school districts regarding opportunities to minimize expenses and environmental impacts through the modification of facilities and operational practices that maximize the efficiency of energy use, maximize the use of renewable energy, and minimize greenhouse gas emissions. (this was previously drafted if it helps, it was in 2009 AB 649, discussed in the summary on pages 26). MDK/EVM?

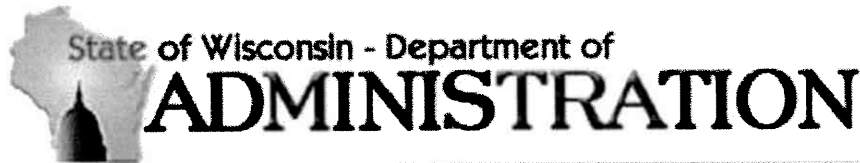
Matt Egerer
Office of Representative Peter Barca
Assembly Democratic Leader
608.266.5504

Kunkel, Mark

Current law: 285.78(1)(c) "Greenhouse gas" means carbon dioxide, methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons, sulfur hexafluoride or any other gas that traps heat in the atmosphere.

09-2389/P4 299.03 Greenhouse gas emission goals. (1) DEFINITIONS.

(d) "Greenhouse gas" means carbon dioxide, methane, nitrous oxide, sulphur hexafluoride, nitrogen trifluoride, a hydrofluorocarbon, a perfluorocarbon, or any other gas identified by the department under sub. (4).

[Print Version](#)[DOA Home](#)[What's New](#)[State Energy Office](#)[Focus on Energy](#)[Degree Days Information](#)[Energy Tips](#)[Energy Resources](#)[* Home Energy Plus](#)[Winter Heating](#)[Documents](#)

The **Division of Energy Services** administers statewide low income household energy assistance programs involving electric and heating bill payment assistance, as well as benefits and services to assist with energy crisis situations. Eligible households may also receive weatherization and conservation services. These programs are delivered to qualifying households through county Departments of Health and Human Services, community-action agencies, tribal governments, and other non-profit organizations. The Division of Energy Services also includes the **State Energy Office** which competes for federal resources on behalf of Wisconsin businesses and administers thirteen federal funding programs for the state. The office assists businesses, researchers and local governments in energy project financing; prepares the official state energy production and consumption statistics; prepares the state Energy Assurance Plan; and carries out certain Homeland Security Plan responsibilities.

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Division of Energy Services
101 E. Wilson St.
Madison, Wisconsin 53703
Phone: 608-266-8234 FAX: 608-267-6931
DOAWebMaster@wi.gov

LFB Jan 2013
Info Paper 89

under its low-income assistance fee calculations for salaries and fringe benefits for district attorney offices. This amount was in addition to fees traditionally collected for low-income assistance and did not reduce funds for low-income energy assistance or weatherization programs. The additional assessment sunset on June 30, 2011.

Before 2005 Wisconsin Act 141 removed energy conservation and efficiency and renewable resource programs from public benefit fund collections, transfers from the public benefits fund were always made from that component of the fund. Under Act 141, state administration of the energy conservation and efficiency and renewable resource programs and the collection of funds for those purposes were eliminated. Current statutory provisions allow the Department of Children and Families to use \$9,139,700 annually for W-2 maintenance of effort funds.

Since July 1, 2007, the only source of revenues for the public benefits fund is from low-income assistance funding. Therefore, W-2 funding from the public benefits fund is now from monies transferred from low-income energy and weatherization assistance programs.

State Energy Office

In April, 2007, the Governor signed Executive Order #192, which initially established the Office of Energy Independence (OEI). The Executive Order specified that the Office would identify federal funding opportunities and serve as the state's energy office. Under 2007 Wisconsin Act 20, duties of OEI were formalized under statute.

The Office was attached to DOA and headed by a project executive director.

The Office was required to work on initiatives with goals that: (a) advance Wisconsin's vision

for energy independence by generating 25% of Wisconsin power and 25% of Wisconsin transportation fuels from renewable resources by 2025; (b) capture 10% of the emerging bio-industry and renewable energy market by 2030; (c) ensure Wisconsin becomes a national leader in groundbreaking research that will make alternative energies more affordable and create new, good-paying jobs in this state; (d) ensure Wisconsin becomes a national leader in developing biorefineries; and (e) ensure Wisconsin becomes a national leader in advancing the sale and use of motor vehicles that use blends of gasoline and a biofuel that contain more than 10% of the biofuel.

The Office was required to do all of the following: (a) ensure and facilitate the implementation of Wisconsin's energy initiatives (as stated in goals from the previous paragraph); (b) identify barriers to implementation of the Wisconsin's energy independence initiatives; (c) serve as a single-point of contact to assist businesses, local units of government and nongovernmental organizations that are pursuing bio-development, energy efficiency and energy independence; (d) develop energy independence policy options for consideration by the Governor and state agencies; (e) identify federal funding opportunities and facilitate applications for funding by both state/local government and private entities; (f) serve as the state energy office and perform duties necessary to maintain federal energy funding and any designations required for such funding; and (g) pursue, in cooperation with the Department of Agriculture, Trade and Consumer Protection, the establishment and maintenance of sufficient alternative fuel refueling facilities at public retail outlets to meet the traveling needs of the public. The statutes specified that other state agencies must assist the office in fulfilling its duties, to the fullest extent possible. The Office also compiled the annual Wisconsin Energy Statistics report.

In addition, 2009 Wisconsin Act 401 created

new OEI duties relating to bioenergy. The Office was to adopt, and revise as necessary, a plan to facilitate the use of alternative fuels for state-owned vehicles. The Office also coordinated the preparation of a biennial strategic bioenergy feedstock assessment.

Under 2011 Wisconsin Act 32, the Office of Energy Independence was eliminated and references to the Office and its duties were removed from the statutes. The staff of the former OEI was merged with the Division of Energy Services within DOA. Now operating as the State Energy Office (SEO), many of the functions that previously were required by statute are maintained under the State Energy Program, which is funded primarily by the federal Department of Energy.

The State Energy Office has continued to be

largely responsible for applying for and administering federal funds received for energy efficiency initiatives. This includes nearly \$89 million of funds received by the state under the American Recovery and Reinvestment Act (ARRA). Appendix II describes the programs funded by various sources, the amounts expended prior to and since 2009-10 by first the OEI and then the SEO, the amounts remaining for those purposes, contractual obligated funds, and unobligated funds as of July 1, 2012.

In addition, the SEO, in partnership with the Wisconsin Economic Development Corporation (WEDC), administers a Clean Manufacturing Revolving Loan Fund. With \$38 million of State Energy Program ARRA funds, 26 Wisconsin manufacturers have received energy efficiency loans.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3838/P1

MDK:

↑ jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1-3

X Gen

1 AN ACT ...; relating to: state assistance to school districts in achieving energy
2 efficiencies.✓

Analysis by the Legislative Reference Bureau

The bill requires the Department of Administration to provide information to school districts regarding opportunities to minimize expenses and environmental impacts through the modification of facilities and operational practices that maximize the efficiency of energy use, maximize the use of renewable energy resources, and otherwise minimize emissions of greenhouse gases.✓

For further information see the ✓state fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 16.95 (17) of the statutes is created to read: X
4 16.95 (17) Provide information to school districts regarding opportunities to
5 minimize expenses and environmental impacts through the modification of facilities
6 and operational practices that maximize the efficiency of energy use, maximize the

1 use of renewable energy resources, and otherwise minimize emissions of greenhouse
2 gases, as defined in s. 285.78 (1) (c).✓

3 (END)

Kunkel, Mark

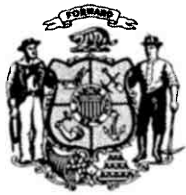
From: Egerer, Matt
Sent: Thursday, February 13, 2014 3:44 PM
To: Kunkel, Mark
Subject: RE: Draft review: LRB -3838/P1 Topic: Department of Administration provision of energy information to school districts

Mark, can I also have this as an introducible draft?

Thanks again.

From: LRB.Legal
Sent: Monday, January 06, 2014 8:48 AM
To: Rep.Barca
Subject: Draft review: LRB -3838/P1 Topic: Department of Administration provision of energy information to school districts

Following is the PDF version of draft LRB -3838/P1.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3838/R1

MDK:jld:6

Stamps

2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Today

No changes

RM
has been
pwn

gen cat

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- 2 districts in achieving energy efficiencies.

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- 6 and operational practices that maximize the efficiency of energy use, maximize the

1 use of renewable energy resources, and otherwise minimize emissions of greenhouse
2 gases, as defined in s. 285.78 (1) (c).

3 (END)

Barman, Mike

From: Egerer, Matt
Sent: Tuesday, March 04, 2014 12:50 PM
To: LRB.Legal
Subject: Draft Review: LRB -3838/1 Topic: Department of Administration provision of energy information to school districts

Please Jacket LRB -3838/1 for the ASSEMBLY.